

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

JEFFREY M. NORMAN,  
Plaintiff,

v.

DAVID W. ELKIN, RICHARD M. SHORIN,  
and THE ELKIN GROUP, INC.,  
Defendants,

And

US MOBILCOMM, INC.,  
Nominal Defendant.

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C.A. NO. 06-005-JJF

**DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

Defendants David W. Elkin, Richard M. Shorin, and The Elkin Group (collectively "Defendants"), respectively move this Court, pursuant to Rule 56 of the Federal Rules of Civil Procedure, for final summary judgment on all of the claims brought by Jeffrey M. Norman ("Norman" or "Plaintiff").

With this Motion, Defendants are submitting a Memorandum of Law in Support and an Appendix in Support of Defendants' Motion for Summary Judgment establishing that there are no genuine issues of material fact with respect to all of the counts and causes of action of the Amended Complaint, and that the Plaintiff's claims are all barred by the statute of limitations. In addition, Plaintiff's breach of contract claim is also barred by the statute of frauds.

Dated: February 16, 2007

/s/ Steven L. Caponi

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M. Shorin, The Elkin Group, Inc., and Nominal  
Defendant US MobilComm, Inc.***